



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

**RECEIVED**

Applicant: FLYNN JR et al.

Examiner: Bonura, T.

AUG 12 2004

Serial No.: 09/687,335

Group Art Unit: 2114

Technology Center 2100

Filed: October 13, 2000

Docket No.

**SJO9-2000-0174US1**  
(IBMS.029US01)

Title:

METHOD AND APPARATUS FOR PROVIDING MULTI-PATH I/O IN  
NON-CONCURRENT CLUSTERING ENVIRONMENT USING SCSI-3  
PERSISTENT RESERVE

CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this communication is being deposited in triplicate, in the United States Postal Service, as first class mail, in an envelope addressed to: Mail Stop Appeal Brief - Patents, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on August 4, 2004.

By: 

David W. Lynch

**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT (37 C.F.R. §1.97(e))**

Mail Stop Appeal Brief - Patents  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

With regard to the above-identified application, the items of information listed on the enclosed Form 1449 are brought to the attention of the Examiner.

Each item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the statement. Please charge Deposit Account 50-0996 (IBMS.029US01) in the amount of \$130.00 under 37 C.F.R. §1.17(i) for the petition fee for the petition for consideration of the information disclosure statement.

In accordance with 37 C.F.R. §1.98(a)(2), a copy of each document or other information listed on the enclosed Form 1449 is provided.

Please note that any notations or markings on the attached documents do not reflect particular relevance, or lack thereof, to the present application, nor were they necessarily made by anyone affiliated with the prosecution of the present application.

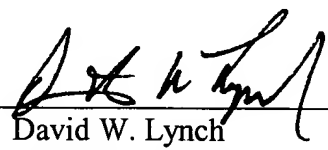
No representation is made that a reference is "prior art" within the meaning of 35 U.S.C. §§ 102 and 103 and Applicants reserve the right, pursuant to 37 C.F.R. § 1.131 or otherwise, to establish that the reference(s) are not "prior art." Moreover, Applicants do not represent that a reference has been thoroughly reviewed or that any relevance of any portion of a reference is intended.

Consideration of the items listed is respectfully requested. Pursuant to the provisions of M.P.E.P. 609, it is requested that the Examiner return a copy of the attached Form 1449, marked as being considered and initialed by the Examiner, to the undersigned with the next official communication.

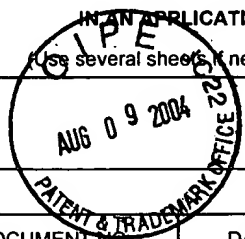
Respectfully submitted,

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Suite 390  
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Dated: August 4, 2004

By:   
David W. Lynch  
Reg. No.: 36,204

<b>FORM 1449*</b> <b>SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT</b> IN AN APPLICATION (Use several sheets, if necessary)	Docket Number: SJO920000174US1	Application Number: 09/687,335
	Applicant: FLYNN JR et al.	
	Filing Date: 10/13/2000	Group Art Unit: 2114



U.S. PATENT DOCUMENTS						
EXAMINER INITIAL	DOCUMENT NO.	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE

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Technology Center 2100

FOREIGN PATENT DOCUMENTS							
	DOCUMENT NO.	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
						YES	NO
	11-345175	14.12.1999	Japan			Abstract only	
	08-314843	29.11.1996	Japan			Abstract only	
	2000-047950	18.02.2000	Japan			Abstract only	
	11-306126	05.11.1999	Japan			Abstract only	
	06-044181	18.02.1994	Japan			Abstract only	
	09-062452	07.03.1997	Japan			Abstract only	

## OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)


EXAMINER	DATE CONSIDERED
EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form for next communication to the Applicant.	